

A. STATE-AT-A-GLANCE

1)	Program Operation	State-operated
2)	Number of Local Offices (excluding Agencies under Cooperative Agreements)	2
3)	Type of Agencies with Cooperative Agreements	SESA, Bureau of Internal Revenue
4)	Uniform Interstate Family Support Act	No
5)	Agreements With Tribal Entities	No
6)	Age of Majority for Termination of Support	18, unless full-time student engaged in graduate studies (includes accredited schools, vocational, college, etc.) or is enrolled and next term has not begun, then 22
7)	Statutes of Limitation:	
	• Collection of Past Due Support	None
	• Paternity Establishment	None
	• Dormancy Revival/Renewal Possible [yes/no]	No
8)	Guidelines	Income sharing in relation to the needs of the child
9)	Interest Rates on	
	• Missed Payments	No
	• Retroactive Support	No
	• Adjudicated Arrearage	No
10)	Arrearage Collections for Non- minor Child(ren)	Yes, through wage withholding, contempt, tax intercept (AFDC IV-D only)
11)	Distribution Scheme	
	• AFDC Arrears	After the monthly NAFDC obligation is current
	• Non-AFDC Arrears	After the AFDC arrears are paid off
12)	Procedures Regarding Medical Support Using Income	Wage withholding for medical insurance premium costs if ordered or agreed to.

Withholding	
13) New Hire Reporting	No
14) Recovery of Costs Elected Under State Plan	Yes, limited to genetic test costs for both obligor and obligee
15) Recovery of Costs for Initiating State	No
16) Long-Arm Statute/s Citation/s	Yes
17) Automated Locate Resources	Department of Motor Vehicles, Virgin Islands Employment Agency, Bureau of Internal Revenue
18) Enforcement Options	
• State Income Tax Refund Intercept	Yes
• License Revocation/ Suspension	No
• Administrative Liens	Yes
• Property Seizure & Sale	Yes
• State Funds/Benefits (please specify)	Yes, reimbursable if expense incurred
• Other (please specify)	N/A
19) Spousal Maintenance Orders <i>(specify yes or no)</i>	
• Establish	No
• Enforce	Yes
• Modify	No
20) Current Spouse/Partner Information Required	No

B. UNIFORM INTERSTATE FAMILY SUPPORT ACT

1) State Code Citation	No
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2)	Effective Date	No
3)	Adopted Verbatim? If no, list differences.	No
4)	Repeal URESA?	No
5)	Repeal IWW?	No

C. INCOME WITHHOLDING

1)	Income Withholding Terminology	Income withholding
2)	Income Withholding Procedures	
	• State Withholding Limits	No longer allowed by Consumer Protection Act
	• Fee Charged by Employers	\$1.00
	• Date to Remit	10 days after deduction
	• Penalty	If not collected employer required to pay amount
3)	Definition of Employer	
4)	Included Income	Any form of periodic payment regardless of source, i.e. wages, commissions, bonuses, unemployment compensation, disability, workmen's compensation
5)	Excluded Income	Amounts required by law to be withheld including Federal, State, Territorial, and Local taxes, social security, mandatory retirement, disability contributions, union dues, federal exemptions, and public assistance payments.
6)	Direct Income Withholding for Unemployment Compensation, include address	Mrs. Maria Constable Local Office I Unemployment Insurance Service St. Thomas, VI 00803
7)	Direct Income for Workers' Compensation, include address	After reduced to a judgment and writ attaching the income. Virgin Islands Department of Labor 53, 54 A&B Kronpindsens Gade P.O. Box 302608 Charlotte Amalie, V.I. 00803-2608
8)	Direct Income Withholding, other income sources subject to, include address	commissions, bonuses, prizes, and winnings Bureau of Internal Revenue Nelson Mandela Circle

	St. Thomas, V.I. 00802
9) Direct Income Withholding, list Other Income Sources NOT subject to	Independent contractors
10) Federal Withholding (See Federal Pay Agents Section)	IV-D Directors need not answer this question.
11) Procedures for Contesting Income Withholding	Petition court or Administrative Hearing Officer
12) Arrearages through Income Withholding	Yes
13) Enforcing Against Non-Resident Obligor Asset/Income	Yes
14) Exception to Immediate Withholding	Child support obligation current, non-traditional custody arrangement
15) Multiple Obligations Withholding Priorities	
• Policy	all obligations are paid
• Priority	current child support obligations
• Assistance	none
• Allocation	apportionment

D. PATERNITY

1) Interstate Paternity Procedures	When request received, file is established, number assigned, case filed in court; upon location of putative parent efforts to obtain consent order made; if not, hearing set; if paternity is denied, blood tests ordered; following blood tests, efforts to resolve by consent renewed; if not possible, trial held.
Consent Orders Obtained	Yes
2) Uniform Parentage Act	No
3) Uniform Act on Blood Testing	No
4) Parentage Order Available Without Order for Support	Yes
5) Custody/Visitation Addressed Subject to Tribunal's Jurisdiction	No
6) Genetic Test Results as	No

	Presumption of Paternity	
	Threshold	
7)	Paternity Acknowledgment as Presumption of Paternity (Rebuttable/Conclusive)	Conclusive if acknowledgment is done a judicial setting
8)	Marriage as Presumption of Paternity	Rebuttable
9)	Putative Father's Name on Birth Certificate, Effect of	Must be judicially determined
10)	Other Statutory Presumptions	None
11)	Recognition of Common Law Marriage	No
12)	Personal Appearance of Witness or Custodial Parent Required	Yes
	Acceptable Methods of Testimony	
13)	Long-Arm Statute	Yes
14)	Assistance to Other States Using Their Long-Arm Statutes	
	• Service of Process	Yes
	• Genetic Testing	Yes
15)	Recovery of Genetic Testing Costs for Other States	No

E. SUPPORT ORDER ESTABLISHMENT

1)	Interstate Procedures	Petition filed with territorial court or administrative hearing after seeking order
2)	Income Considered for Setting Support	CP's gross income/assets (mandatory deductions subtracted); and AP's gross income/assets (mandatory deductions subtracted).
3)	Criteria for Rebuttal	Income below poverty level; voluntary under or unemployment; non-traditional custody or visitation agreement, application unjust and not inconsistent with best interest of child
4)	Support Order for Prior Periods	No

F. ENFORCEMENT

(Note: If multiple orders, see Part “G”)

I. ENFORCING YOUR OWN ORDER

1) Enforcement for Non-Resident Family	Yes, if absent parent resides in Virgin Islands
2) Administrative Procedures and Remedies Available	Judgment lien
3) Judicial Procedures and Remedies Available with Registration	Judgment lien; writ of execution, contempt powers i.e. incarceration and fines

II. ENFORCING OTHER STATES' ORDERS

4) Administrative Procedures and Remedies Available Without Registration	Yes
5) Judicial/Administrative Remedies with Registration	No registration procedure other than court - full faith and credit
6) UIFSA/URES A Registration and Enforcement Procedure	Receive referral, set up file, perform enforcement function once location of obligor established (if URES A)
7) Judicial Procedures Required after Registration	After full faith and credit, court will proceed to enforce
8) Uniform Enforcement of Foreign Judgments Act Citation	No

G. MODIFICATION/REVIEW & ADJUSTMENT OF ORDERS

1) Jurisdiction Requirements	
2) Modification Procedures	Modification filed with administrative hearing officer; case heard and decided; respondent has 20 days to appeal to territorial court if not satisfied; case ordered for appellate review and decided in court; modification may be brought through court or administrative hearing process.
3) Criteria for Modification	Change in circumstances, income, extra medical, other children, emancipation of a child
4) Criteria for Change of	extra ordinary medical expenses, increase or decrease of income,

	Circumstances	additional children obligated to support
5)	Frequency With Which Reviews are Conducted	as necessary if less than 3 years
6)	Criteria for Review	If last review within 3 years, 25% change in obligor income required. If use of guidelines result in 25% change in obligation amount, statutory change in circumstance requirement is met. Availability of medical support if not yet ordered.
7)	Criteria for Adjustment	same as review

H. MULTIPLE ORDERS

ENFORCEMENT AND MODIFICATION

1)	Controlling Order	Initiating jurisdiction
2)	Date of Controlling Order	First in time
3)	If No Controlling Order	First in time
4)	Arrears Procedure	As determined by the initiating state

I. Documentation Required to Initiate Requests

ACTION REQUESTED	DOCUMENTS NEEDED	# of Copies of each document	Certification required for each document *See below
Establishment of Paternity and Support	Petition for Child Support and Paternity	1	A
Enforcement of Responding State's Order			
Modification of Responding States' Orders			
Administrative Enforcement of Another States' Order	N/A		
Registration for Enforcement of Another States' Order	Order, Enforcement Transmittal , Arrears	3, 3, 1	B/C
Collection of Arrearages in Multiple Orders	Certified copies of arrears for each caretaker	3	C
Uniform Enforcement of Foreign Judgments Act	N/A		
Modification of Another State's Order	Order, Enforcement Transmittal , Arrears	3, 3, 3	B/C
Status Update on an Existing Interstate Case	Enforcement transmittal	2	E
Assistance/Discovery	Copy of Discovery request	2	B
Quick Locate	Locate Data Sheet	1	E

***A**= Notarization by Notary Public; **B**= Certification by signature of agency official;
C= Certification by signature of court official; **D**= Others (please specify);
E= Certification not required

J. State Contact Chart

ASSISTANCE NEEDED	CONTACT Name, Title, Address, Phone, Fax, E-mail (include 800 if applicable)
State Information Agent	Aurjul H. Wilson, Director Paternity & Child Support Div. #7 Charlotte Amalie Time Center, 2nd Floor St. Thomas, V.I. 00802 Ph: (809) 775 - 3070 Fax: (809) 775 -3808 email: ad258@virgin.usvi.net
Central Registry	Judith George Paternity & Child Support Div. #7 Charlotte Amalie Time Center, 2nd Floor St. Thomas, V.I. 00802 Ph: (809) 775 - 3070 Fax: (809) 775 -3808
Interstate Policy Contact (if different)	same as above
Contact for Information Regarding Your States Long Arm Statute and Process	Assistant Attorney General Paternity & Child Support Div. #7 Charlotte Amalie Time Center, 2nd Floor St. Thomas, V.I. 00802 Ph: (809) 775 - 3070 Fax: (809) 775 -3808
Contact for Information Regarding Collection and Distribution (State level)	Director

Contact to Obtain Payment Records	see above
Contact to Obtain Copy of Order	<p>Willie McGowen</p> <p>Administrative Hearing Officer</p> <p>Paternity & Child Support Div.</p> <p>#7 Charlotte Amalie</p> <p>Time Center, 2nd Floor</p> <p>St. Thomas, V.I. 00802</p> <p>Ph: (809) 775 - 3070</p> <p>Fax: (809) 775 -3808</p>
Contact for States Using Their Long Arm Statutes or Continuing Exclusive Jurisdiction (no “case” in your State) for	Director
<ul style="list-style-type: none"> Service of Process <p>(private process server? If so , list)</p>	<p>Barbara Wilkins, Investigator</p> <p>Paternity & Child Support Div.</p> <p>#7 Charlotte Amalie</p> <p>Time Center, 2nd Floor</p> <p>St. Thomas, V.I. 00802</p> <p>Ph: (809) 775 - 3070</p> <p>Fax: (809) 775 -3808</p>
<ul style="list-style-type: none"> Genetic Testing <p>(e.g. assistance with interstate teleconferencing)</p>	<p>Maureen Goodwin, Special Assistant</p> <p>Paternity & Child Support Div.</p> <p>#7 Charlotte Amalie</p> <p>Time Center, 2nd Floor</p> <p>St. Thomas, V.I. 00802</p> <p>Ph: (809) 775 - 3070</p> <p>Fax: (809) 775 -3808</p>
New Hire Reporting Contact	none
Employer Assistance Contact	Director
<p>Telephone Number for Automated Interstate Case <i>Status</i> Requests</p> <p>(if any)</p>	none

Telephone Number for Automated Interstate Case <i>Payment</i> Requests (if any)	none
Privatization Contact	none